

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 3922 OF 2006

IN

FIRST APPEAL NO. 1475 OF 2006

Shri Hrudayanath Dattatraya Kadu & Ors. ...Applicants
V/s.

Padmaratna Sahakari Gruha Rachana
Sanstha Maryadit (Proposed) & Ors. ...Respondents

Mr.A.A. Garge for the Applicants.

CORAM : D.K. DESHMUKH &
V.M. KANADE, JJ.

DATED : NOVEMBER 21, 2007

P.C. :-

. The applicant is the original plaintiff. During the pendency of the civil suit, admittedly, the plaintiff had applied for a temporary injunction and that injunction was not granted in favour of the plaintiff. Now the suit of the plaintiff has been dismissed. Though appeal against that order has been admitted, in our opinion, therefore, as injunction in these terms was declined to the plaintiff while the suit was pending, it will not be appropriate to grant injunction in the same terms after dismissal of the suit.

. Civil Application is rejected.

(D.K. DESHMUKH, J.)

(V.M. KANADE, J.)